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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No: 10/612,233
Applicant: Thomas J. Aton
Filed: July 2, 2003
Art Unit: 2814
Examiner: Pham, Hoai V.

Confirmation No. 4859

Docket No.: TI-28621A
Customer No. 23494

**PETITION TO CLAIM BENEFIT UNDER 35 U.S.C. 120, 121, OR 365(C) OF A PRIOR
COPENDING NONPROVISIONAL APPLICATION (37 C.F.R. 1.78)**

Mail Stop Petition
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that the above correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office at 703-872-9306 on the date shown below.

Jackie McBride
Jackie McBride

11-10-04
Date

Dear Sir:

1. Applicant hereby petitions, in accordance with § 1.78(a)(3), to claim the benefit, for this application under 35 U.S.C. 120, of prior copending nonprovisional Application Serial No. 09/935,519, filed 08/23/2001, now U.S. Patent No. 6,635,916, which claims the benefit of U.S. Provisional Application Serial No. 60/229,488, filed August 31, 2000.

2. Applicant states that the entire delay between the date the claim for the benefit of the earlier application was due under paragraph (a)(2)(ii) of 37 C.F.R. 1.78 and the date this claim is filed was unintentional.

3. The surcharge fee set forth in §1.17(t) required by 37 C.F.R. 1.55(c)(1), is paid as follows:

Authorization is hereby made to charge the amount of \$ 1,370.00 to Deposit Account No. 20-0668 of Texas Instruments Incorporated.

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Adjustment date: 01/14/2005 AKELLEY
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